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Attorneys for Defendant, Ronald Smith, M.D.

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

RONALD SMITH, M.D.,

Defendant.

CASE NO.: 2:19-cr-00154-RFB-VCF-3

STIPULATION AND ORDER TO CONTINUE SENTENCING (SECOND REQUEST)

IT IS HEREBY STIPULATED by and between Defendant, Ronald Smith, by and through his counsel, Paola M. Armeni, Esq., and Gia N. Marina, Esq., of the law firm of Clark Hill PLLC and the Plaintiff, United States of America, by and through Jason Frierson, United States Attorney, and Jacob Operskalski, Esq. and Peter S. Levitt, Esq., Assistant United States Attorneys, that the sentencing hearing currently scheduled for October 18, 2022, at 9:00 a.m. be vacated and set to a date and time convenient to the Court but not earlier than forty-five (45) days.

This Stipulation is entered into for the following reasons:

1. Sentencing in this matter is currently scheduled for October 18, 2022 at 9:00 a.m.
2. Defense counsel needs additional time to investigate issues relevant to sentencing and prepare for sentencing.
3. Mr. Smith has appeared in this case, and is not in custody and, along with the government, agrees to this continuance.

1 4. The additional time requested herein is not sought for purposes of delay and the denial of
2 this request for a continuance could result in a miscarriage of justice.

3 5. Federal Rule of Criminal Procedure 32(b)(2) permits this Court to continue a sentencing
4 hearing for good cause. Good cause exists in this case.

5 6. For all the above-stated reasons, the ends of justice would be best served by the continuance
6 of the sentencing hearing.

7 7. This is the second request for a continuance of the sentencing hearing.

8 JASON FRIERSON
9 UNITED STATES ATTORNEY
DISTRICT OF NEVADA

CLARK HILL PLLC

10 DATED this 10th day of October, 2022.

DATED this 7th day of October, 2022.

11 /s/ Jacob Operskalski
12 JACOB OPERSKALSKI, ESQ
13 PETER S. LEVITT, ESQ.
14 Assistant United States Attorney
Attorneys for Plaintiff,
UNITED STATES OF AMERICA

/s/ Paola M. Armeni
PAOLA M. ARMENI
GIA N. MARINA
Attorneys for Defendant,
Ronald Smith

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 vs.

6 RONALD SMITH,

7 Defendant.

CASE NO. 2:19-cr-00154-RFB-VCF-3

8
9 **FINDINGS OF FACT, CONCLUSION OF LAW AND ORDER**

10 Based on the pending Stipulation of counsel, and good cause appearing therefore, the
11 Court hereby finds that:

12 **CONCLUSIONS OF LAW**

13 Based on the fact that counsel has agreed to a continuance, the Court hereby concludes
14 that:

- 15 1. Sentencing in this matter is currently scheduled for October 18, 2022 at 9:00 a.m.
- 16 2. Defense counsel needs additional time to investigate issues relevant to sentencing and
17 prepare for sentencing.
- 18 3. Mr. Smith has appeared in this case, and is not in custody and, along with the government,
19 agrees to this continuance.
- 20 4. The additional time requested herein is not sought for purposes of delay and the denial of
21 this request for a continuance could result in a miscarriage of justice.
- 22 5. Federal Rule of Criminal Procedure 32(b)(2) permits this Court to continue a sentencing
23 hearing for good cause. Good cause exists in this case.

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28 ...

7. This is the second request for a continuance of the sentencing hearing.

IT IS HEREBY ORDERED that the sentencing hearing in this matter scheduled for

DATED this 11th day of October, 2022.

RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE